



UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

Daniel P. Eckert,

Plaintiff,

v.

CSX Transportation, Inc.,

Defendant.

SO ORDERED:

DAVID N. HURD
United States District Judge

Dated: 12/20/13 Utica, NY

Civil No.: 1:11-CV-00771
(DNH/DRH)

STIPULATION OF DISMISSAL AND ORDER

IT IS HEREBY STIPULATED AND AGREED, by and between Daniel P. Eckert, Plaintiff and Eckert Seamans Cherin & Mellott, LLC, attorneys for the Defendant that the action is hereby settled with prejudice and the Complaint is hereby dismissed with prejudice and without costs against any party hereto.

DATED: White Plains, New York
December 18, 2013

Eckert Seamans Cherin & Mellott, LLC

Brennan and White, LLP

By: /s/ Lawrence R. Bailey, Jr.
Lawrence R. Bailey, Jr., Esq
Attorneys for Defendant
10 Bank Street, Suite 700
White Plains, New York 10165
(914) 286-2805
lbailey@eckertseamans.com

By: Daniel J. Stewart
Daniel J. Stewart, Esq.
Attorneys for Plaintiff
163 Havilland Road
Queensbury, NY 12804
518-793-3424
DanielStewart@albany.twcbc.com